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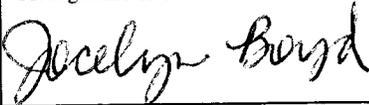
### DOCUMENT TRANSMITTAL FORM

This form must be completed and submitted with each document filed with the Editor of the *State Register* in the Legislative Council

1. Agency Name Public Service Commission	2. Chapter Number 103	3. Date of Filing October 16, 2014
4. Regulation Number 103-811	5. Subject of Regulation Commissioners	
6. Statutory Authority S.C. Code Ann. Section 58-3-140		

7. Type of Filing

- NOTICE OF GENERAL PUBLIC INTEREST
- NOTICE OF DRAFTING
- PROPOSED REGULATION
- EMERGENCY REGULATION
- FINAL REGULATION FOR GENERAL ASSEMBLY REVIEW
- RESUBMISSION OF WITHDRAWN REGULATION FOR GENERAL ASSEMBLY REVIEW
- RESUBMISSION OF WITHDRAWN REGULATION FOR GENERAL ASSEMBLY REVIEW WITH NO SUBSTANTIVE CHANGES
- FINAL REGULATION EXEMPT FROM GENERAL ASSEMBLY REVIEW

8. For Additional Information, Contact Jocelyn Boyd		9. Telephone Number 803-896-5100
10. Typed Name of Official Jocelyn Boyd	11. Signature of Official 	12. Date October 16, 2014

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State of South Carolina*

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Phone: (803) 896-5100  
Fax: (803) 896-5199

October 15, 2014

The Honorable Yancey McGill  
President of the Senate  
State House, 1<sup>st</sup> Floor  
East Wing  
P.O. Box 142  
Columbia, South Carolina 29202

Re: Document Number 4454

Dear Lt. Governor McGill:

The South Carolina Public Service Commission is respectfully submitting Document Number 4454 relating to revisions to the regulation regarding Commissioners and their districts for final legislative review. Inquiries regarding this regulation should be addressed to me at (803) 896-5114.

Thank you for your attention regarding this matter.

Respectfully Submitted,

A handwritten signature in black ink that reads "Jocelyn Boyd".

Jocelyn Boyd  
Chief Clerk and Administrator

Enclosure



# *The Public Service Commission State of South Carolina*

Jocelyn Boyd  
Chief Clerk/Administrator  
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October 15, 2014

The Honorable James Jay Lucas  
Acting Speaker of the House of Representatives  
506 Blatt Building  
Columbia, South Carolina 29211

Re: Document Number 4454

Dear Mr. Speaker:

The South Carolina Public Service Commission is respectfully submitting Document Number 4454 relating to revisions to the regulation regarding Commissioners and their districts for final legislative review. Inquiries regarding this regulation should be addressed to me at (803) 896-5114.

Thank you for your attention regarding this matter.

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Jocelyn Boyd  
Chief Clerk and Administrator

Enclosure

Document No. 4454  
**PUBLIC SERVICE COMMISSION OF SOUTH CAROLINA**  
CHAPTER 103  
Statutory Authority: 1976 Code Section 58-3-140

103-811. Commissioners.

**Synopsis:** At present, there are seven Congressional Districts in South Carolina. Regulation 103-811 currently references seven commissioners, one from each of six Congressional Districts and one at-large. However, at present, the Commission is a seven-member quasi-judicial body with a member from one of each of the seven Congressional Districts. S.C. Code Ann. Section 58-3-20 states, in part, that when there are seven Congressional Districts, a member representing the Seventh Congressional District must be elected. The current version of Regulation 103-811 must be amended so that its substance is consistent with the recently amended S. C. Code Ann. Section 58-3-20.

The Notice of Drafting regarding this regulation was published on November 22, 2013, in the *State Register*.

**Instructions:** Print Regulation 103-811 as shown below.

~~Indicates Matter Stricken~~

Indicates New Matter

**Text:**

103-811. Commissioners.

~~The membership of the Commission is composed of seven Commissioners, each elected for a term of four years by the South Carolina General Assembly upon nomination of the State Regulation of Public Utilities Review Committee, one from each of six Commission Districts and one at-large, pursuant to S.C. Code Ann. Section 58-3-20.~~

~~Beginning in 2004, the members of the Public Service Commission must be elected to staggered terms. In 2004, the members representing the second, fourth, and sixth congressional districts must be elected for terms ending on June 30, 2006, and until their successors are elected and qualify. In 2004, the members representing the first, third, and fifth congressional districts and the State at large must be elected for terms ending on June 30, 2008, and until their successors are elected and qualify. Thereafter, members representing the first, third, and fifth congressional districts and the State at large must be elected to terms of four years and until their successors are elected and qualify. Thereafter, members representing the second, fourth, and sixth congressional districts must be elected to terms of four years and until their successors are elected and qualify.~~

The membership of the Commission is composed of seven Commissioners, each elected by the South Carolina General Assembly upon nomination of the State Regulation of Public Utilities Review Committee, one from each of seven Congressional Districts, pursuant to S.C. Code Ann. Section 58-3-20.

Beginning in 2004, the members of the Public Service Commission must be elected to staggered terms. In 2004, the members representing the Second, Fourth, and Sixth Congressional Districts must be elected for terms ending on June 30, 2006, and until their successors are elected

and qualify. Thereafter, members representing the Second, Fourth, and Sixth Congressional Districts must be elected to terms of four years and until their successors are elected and qualify. In 2004, the members representing the First, Third, and Fifth Congressional Districts and the State at large must be elected for terms ending on June 30, 2008, and until their successors are elected and qualify. Thereafter, members representing the First, Third, and Fifth Congressional Districts and the State at large must be elected to terms of four years and until their successors are elected and qualify. Notwithstanding the provisions of this regulation, members representing the First, Third, and Fifth Congressional Districts shall serve until the expiration of their terms, and in 2013, members representing the First, Third, and Fifth Congressional Districts must be elected for terms ending on June 30, 2016, and until their successors are elected and qualified.

In the event there are seven Congressional Districts, the member elected from the State at large shall serve until the expiration of his term, and in 2013, a member representing the Seventh Congressional District must be elected for a term ending on June 30, 2016, and until his successor is elected and qualified. Thereafter, the member representing the Seventh Congressional District must be elected to terms of four years and until his successor is elected and qualified.

**Fiscal Impact Statement:** There will be no increased costs to the State or its political subdivisions.

**Statement of Rationale:**

The substance of Regulation 103-811 currently contains language that is inconsistent with the amended portions of S.C. Code Ann. Section 58-3-20. The rationale for proposing the amendments to Regulation 103-811 includes conforming the language or substance of Regulation 103-811 to S.C. Code Ann. Section 58-3-20. There was no scientific or technical basis relied upon in the development of this regulation.